2025-10-01 - Subject: Immediate Action Required – FDG-PET Scan Denial Caused by UK Misconduct - Immediate Corrective Action and Response Required

4 messages

John Fouts <icreateupwardspirals@gmail.com> Wed, Oct 1, 2025 at 12:38 PM
To: william.thro@uky.edu, amy.spagnuolo@uky.edu, pres@uky.edu, Ellen Kilgore <ellen.kilgore@uky.edu>, cmscomplaints@cms.hhs.gov, cmsregionalofficeatl@cms.hhs.gov
Cc: secretary@hhs.gov, cmscomplaints@cms.hhs.gov, cmsregionalofficeatl@cms.hhs.gov, ROATLORA@cms.hhs.gov, complaint@jointcommission.org, ada.complaint@usdoj.gov, fraud@cms.hhs.gov, torchoftruth@zohomail.com, John Fouts <fouts.john@gmail.com>
Bcc: tips@nytimes.com, tips@propublica.org, info@freedom.press, mediarelations@cornell.edu, mediarelations@ap.org, media@propublica.org, press@ndrn.org, info@ndrn.org, OIG.hotline@usdoj.gov, justice.oig@usdoj.gov, tips@theintercept.com, A.C.Thompson@propublica.org

Date: 2025-10-01

Subject: Immediate Action Required – FDG-PET Scan Denial Caused by UK Misconduct

Mr. Thro, Mr. Monday, Ms. Spagnuolo,

Please see the attached consolidated legal notice and supporting exhibits. This correspondence places UK HealthCare on notice of ongoing violations under ADA, Section 504, ACA §1557, RFRA, HIPAA, and color of law.

Of immediate concern: CMS originally approved my April 2025 FDG-PET scan, but after Dr. Jicha's September 18, 2025 appointment—where he pathologized documented hypometabolism as "psychiatric"—CMS abruptly reversed coverage.

This denial was caused by false or misleading information supplied by UK.

This constitutes obstruction, falsification, and spoliation of evidence. UK must correct the record with CMS and ensure reinstatement of coverage immediately.

A full summary of violations and demands is included in the attached letter. Exhibits include:

- FDG-PET reports showing cerebral hypometabolism.
- Pre-appointment questions to Dr. Jicha (unanswered).
- Documentation of spinal tumors, transcranial doppler findings, and bone marrow biopsy results.
- Multiple physician letters confirming medical fragility and the necessity of care.

Please confirm in writing, without delay, how UK will rectify this unlawful denial and the broader ongoing violations.

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The letter is the file dated 2025-10-01 below with the filename:

2025-10-01-UK-Clinic-Urgent-Follow-Up-Regarding-CMS-Falsification-of-Record-and-Law-Enforcement-Involvement-Request-Demand

It is posted here in full as well for your convenience.

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Urgent – FDG-PET Findings, CMS Denial, and Misrepresentation by Dr. Jicha Date: 2025-10-01

To: President Eli Capilouto (pres@uky.edu); William Thro (william.thro@uky.edu), Ellen Kilgore (ellen.kilgore@uky.edu); Theresa Spagnuolo (amy.spagnuolo@uky.edu)

CC: CMS Region IV Director; HHS OCR; ADA Coordinator, UK Healthcare From: John R. Fouts Dear President Capilouto, Ms. Kilgore, and Ms. Spagnuolo,

I am writing to place the University of Kentucky, CMS, and affiliated providers on formal legal notice regarding serious misconduct in connection with my neurological care.

1. FDG-PET Findings On April 2025, an FDG-PET scan of my brain demonstrated cerebral hypometabolism, consistent with ongoing neurodegenerative and metabolic injury. This finding is not psychiatric , and is well-documented in current medical literature as requiring neurological follow-up.

2. Dr. Jicha's Appointment Despite submitting detailed questions in advance, Dr. Jicha failed to address a single one during my recent appointment. Instead, he attempted to pathologize the hypometabolism as psychiatric (bipolar/depression), without basis in evidence and in direct contradiction to the scan itself. This is not clinical judgment; it is fraud and misrepresentation.

3. CMS Retroactive Denial In late September 2025, immediately after this appointment, CMS/Medicare issued a denial of the April 2025 FDG-PET scan. This denial—five months after the test was performed—strongly suggests retroactive alteration or falsification of medical necessity documentation. This sequence is not coincidental: it occurred only after I challenged Dr. Jicha's attempt to dismiss the scan as psychiatric. I demand answers.

4. Pattern of Obstruction This denial aligns with a broader pattern: UK Healthcare has refused to release records for both myself and my child (JAF) – ongoing – to this day, despite ADA, Section 504, Olmstead, and 1915(c) obligations. Additionally, when I copy oversight authorities or UK leadership, or others, those copied recipients are routinely stripped from the response chain—an act that obstructs transparency and accountability.

5. Supporting Evidence Enclosed/attached are the following: • April 2025 FDG-PET report (Exhibit A) • CMS denial letter dated September 2025 (Exhibit B)

• Pre-appointment questions to Dr. Jicha that remain unanswered (Exhibit C)

• Bone marrow biopsy (2017) showing absent stainable iron and dysmegakaryopoiesis (Exhibit D)

• Physician letters (Dr. Vaughn, Dr. Shaikun, Dr. Brown) establishing medical fragility and the need for ADA accommodations (Exhibits E G)

• Brain MRI done at UK in 2024 later in year – showing diffuse involutionary changes

• NeuroQuant MRI from 2022 showing total brain percentile at 9th percent, and frontal parenchyma normative percentile at the 2nd normative percentile.

• Letter from Dr. Ritchie Shoemaker regarding profound brain atrophy 6. Legal Implications This matter involves:

• ADA, Section 504, ACA §1557, and Olmstead violations (failure and reefusal to provide accommodations, retaliation for asserting rights).

• Fraud and falsification of federal medical records (retroactive CMS denial).

• Spoliation of evidence through obstruction of record releases and removal of copied oversight recipients.

• False/fraudulent and coercive use of behavioral contracts as retaliation for asserting rights.

Demands for Immediate Action

1. Immediate independent review of the April 2025 FDG-PET findings by a qualified neurologist outside of Dr. Jicha's oversight at a higher institute of medicine - must also be outside of UK oversight.

2. Written explanation from UK and CMS regarding the late September denial of the April 2025 scan, including identification of who altered or submitted medical necessity documentation.

3.Immediate correction of the false, fraudulent, defamatory and mischaracterization of information Dr. Jicha attempted to use during my appointment with him.

4.A formal complaint being accepted by the University – despite numerous efforts, attempts to file any complaints are obstructed.

5.Assurance that all future communications to me will preserve copied recipients and oversight authorities.

6.Immediate compliance with ADA accommodations, VAWA, 1915c, Section 504, RFRA, and all rights - including release of all records pertaining to myself and my child (JAF).

7.Immediate 2nd Opinion on FDG PET from higher order institute of medicine not affiliated with UK.

8.Immediate involvement of law enforcement for federal investigation.

9. Preservation of all internal communications, billing submissions, and correspondence relating to my FDG-PET and related disputes.

Referral for Law Enforcement Review Because these actions implicate criminal statutes—including fraud in federally funded health programs, falsification of medical necessity documentation, and deprivation of rights under color of law—I am also formally requesting referral of this matter immediately to federal law enforcement (HHS-OIG, DOJ, and FBI) for immediate review.

This is not an isolated error. It is part of a systemic pattern of denial, retaliation, and misrepresentation that has endangered my health and obstructed my rights. The evidentiary record—spanning physician letters, MyChart messages, and CMS correspondence—confirms this beyond dispute. All prior filings and exhibits are hereby incorporated by reference into this submission, including complaints to OCR, ORR, CMS, HUD, DOJ, and the federal judiciary, as well as prior communications with your offices.

I expect written acknowledgment of this letter immediately upon receipt and confirmation of independent review, and referral to law enforcement without further delay. All rights reserved.

Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA

Son of a Vietnam-War-Era Veteran

Founder, Upward Spirals Association (508(c)(1)(A) Spiritual Faith Based Organization – Protected under RFRA) Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and 1915(c)

Mainstream Voucher Holder – HUD/IHCDA/CASI Program

Email: icreateupwardspirals@gmail.com Alternate: torchoftruth@zohomail.com

Phone (Text Only – ADA Accommodation): 502.956.0052 Voice calls & voicemails will be ignored

Fax (HIPAA Compliant): 604.641.2805

Evidence archive (prior to block on saving): https://archive.org/details/@jfouts1979

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Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA
Son of a Vietnam-War-Era Veteran
Founder, *Upward Spirals Association* (508(c)(1)(A) Spiritual Faith-Based Organization – Protected under RFRA)

Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and 1915(c)
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Voice calls & voicemails will be ignored
Fax (HIPAA Compliant): **604.641.2805**

Evidence archive (prior to block on saving):
https://archive.org/details/@jfouts1979

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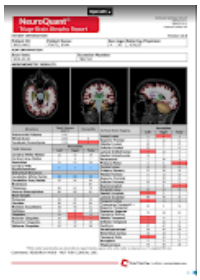
18 attachments



04-K-2022-NeuroQuant-MRI-Atrophy-Report.png
279K

2025-04-03-FDG-PET-SCAN-SHOWING-HYPOMETABOLISM-IN-BRAIN-JOHN-R-FOUTS-MyChart - Test Details (1).pdf
56K

2023-02-24-New-Tumor-Discovered-at-T8-Intraosseous-Hemangioma-Thoracic-Spine-MRI (1).pdf
76K

2024-08-27-MRI-UK-John-Fouts-Brain-Brittany-Castle-Neurology (1).pdf
26K

2023-02-24-New-Tumor-Discovered-at-noted-T7-Intraosseous-Meningioma-Thoracic-Spine-MRI.pdf
76K

2024-03-05-Lumbar-MRI-Shows-Tumor-Identified-As-L2-Benign-Hemangioma-New-Tumor-Not-Investigated-Further-Despite-Multiple-Request.pdf
72K

2022-06-12-Dr-Shoemaker-NeuroQuant-Response-Atrophy-Endotoxins.pdf
145K

04-J-2022-04-20-NeuroQuant-MRI.pdf
91K

2024-08-26-US-Transcranial-Doppler-UK-Low-Bloodflow-ICA-Terminus-Bilaterally-Right-Side-At-P1-PCA.pdf
69K

2025-09-18-Dr-Jicha-Follow-Up-Notes-To-Appointment-2025-09-18-Involving-Defamation-and-Mischaracterization-and-Further-Falsification-Attempts-By-Medical-Staff.pdf
108K

2025-09-18-Dr-Jicha-History-Of-MyChart-Messages-And-Lack-Of-Any-Concern-Negligence.pdf
74K

14-2025-09-02-Grounded-Serpent-Fouts ADA letter-Signed-Dr-Brown (1).PDF
462K

EXHIBIT-B-14-2025-09-14-Dr-Shaikun-ADA-Notes-How-Important-Stability-and-Medical-Access-ADA-Accommodations-and-Dangers.PDF
198K

Exhibit E - 03-01-DOCKET 74 - DR-VAUGHN-MEDICAL-LETTER-REGARDING-FRAGILITY-AND-HOUSING-ACCOMMODATIONS (1).PDF
198K

2024-10-02-Dr-Vaughn-Letter-Medical-Necessity-Several-Items-John-Fouts.pdf
53K

2025-09-03-Washington-University-BJC-Hospital-St-Louis-Dr-Pestronk-Visit-and-Testing-Positive-SFN-Skin-Punch-Biopsy-HealthSummary_Sep_03_2025.zip
1415K

2025-10-01-UK-Clinic-Urgent-Follow-Up-Regarding-CMS-Falsification-of-Record-and-Law-Enforcement-Involvement-Request-Demand.pdf
127K

2024-05-01-AMA-M2-ANA-BMB-DEXA-SSA-RO-GI-UK-John-R-Fouts.pdf
1477K

Mail Delivery Subsystem <mailer-daemon@googlemail.com> Wed, Oct 1, 2025 at 12:39 PM
To: Icreateupwardspirals@gmail.com

Address not found

Your message wasn't delivered to **ada.complaint@usdoj.gov** because the address couldn't be found, or is unable to receive mail.

The response from the remote server was:

```
550 5.1.1 ... User Unknown
```

Final-Recipient: rfc822; ada.complaint@usdoj.gov
Action: failed
Status: 5.1.1
Remote-MTA: dns; mx-da6.usdoj.gov. (2607:f330:6000:1070::5, the server for the domain usdoj.gov.)
Diagnostic-Code: smtp; 550 5.1.1 <ada.complaint@usdoj.gov>... User Unknown
Last-Attempt-Date: Wed, 01 Oct 2025 09:39:26 -0700 (PDT)

noname
4K

Mail Delivery Subsystem <mailer-daemon@googlemail.com> Wed, Oct 1, 2025 at 12:39 PM
To: Icreateupwardspirals@gmail.com

Address not found

Your message wasn't delivered to **justice.oig@usdoj.gov** because the address couldn't be found, or is unable to receive mail.

The response from the remote server was:

```
550 5.1.1 ... User Unknown
```

Final-Recipient: rfc822; justice.oig@usdoj.gov
Action: failed
Status: 5.1.1
Remote-MTA: dns; mx-dc2.usdoj.gov. (2607:f330:5000:1070::5, the server for the domain usdoj.gov.)
Diagnostic-Code: smtp; 550 5.1.1 <justice.oig@usdoj.gov>... User Unknown
Last-Attempt-Date: Wed, 01 Oct 2025 09:39:44 -0700 (PDT)

noname
4K

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postmaster@jointcommission.onmicrosoft.com <postmaster@jointcommission.onmicrosoft.com> Wed, Oct 1, 2025 at 12:47 PM
To: icreateupwardspirals@gmail.com

Office 365

Your message to complaint@jointcommission.org couldn't be delivered.

complaint wasn't found at jointcommission.org.

icreateupwardspirals	**Office 365**	**complaint**
Action Required		Recipient

Unknown To address

How to Fix It

The address may be misspelled or may not exist. Try one or more of the following:

- Send the message again following these steps: In Outlook, open this non-delivery report (NDR) and choose **Send Again** from the Report ribbon. In Outlook on the web, select this NDR, then select the link "**To send this message again, click here.**" Then delete and retype the entire recipient address. If prompted with an Auto-Complete List suggestion don't select it. After typing the complete address, click **Send**.
- Contact the recipient (by phone, for example) to check that the address is correct.
- The recipient may have set up email forwarding to an incorrect address. Ask them to check that any forwarding they've set up is working correctly.
- Clear the recipient Auto-Complete List in Outlook or Outlook on the web by following the steps in this article: Fix email delivery issues for error code 5.1.1 in Office 365, and then send the message again. Retype the entire recipient address before selecting **Send**.

Was this helpful? Send feedback to Microsoft.

More Info for Email Admins

Status code 554 5.4.14

Typically this error occurs because the recipient email address is incorrect or doesn't exist at the destination domain. This can usually be fixed by the sender. However, sometimes the issue needs to be fixed by the recipient or the recipient's email admin. If the steps in the **How to Fix It** section above don't fix the problem, and you're the email admin for the recipient, try one or more of the following:

The email address exists and is correct - Confirm that the recipient address exists, is correct, and is accepting messages.

Synchronize your directories - If you have a hybrid environment and are using directory synchronization make sure the recipient's email address is synced correctly in both Office 365 and in your on-premises directory.

Errant forwarding rule - Check for forwarding rules that aren't behaving as expected. A forwarding rule can be configured by an admin via mail flow rules or mailbox forwarding address settings, or by the recipient via the Inbox Rules feature.

Mail flow settings and MX records are not correct - Misconfigured mail flow settings or MX records can cause this error. Check your Office 365 mail flow settings to make sure your domain and any mail flow connectors are set up correctly. Also, work with your domain registrar to make sure the MX records for your domain are configured correctly.

Mail loop detected - This error also indicates that the receiving organization's email settings are misconfigured, creating a mail loop when a message is sent to an address that isn't found in their directory. This usually won't disrupt mail flow for recipients that actually exist, but the recipient's email admin should fix the misconfiguration to reduce the chance of any other mail flow issues. A common cause for this loop is that the recipient's domain is configured as "Internal Relay" when it should be "Authoritative." Another common cause for the loop is that both the sender and recipient are part of the same organization, but the sender's mailbox is hosted by Office 365, while the recipient's mailbox is hosted on-premises, and an outbound connector from Office 365 to the on-premises email servers is missing or misconfigured. To fix this, the recipient's email admin should create a correctly configured outbound connector in Office 365 to route the message to the on-premises mailbox.

For more information and tips to fix this problem, see Fix email delivery issues for error code 5.4.14 in Office 365.

Original Message Details

Created Date:	10/1/2025 4:38:48 PM
Sender Address:	icreateupwardspirals@gmail.com
Recipient Address:	complaint@jointcommission.org
Subject:	2025-10-01 - Subject: Immediate Action Required – FDG-PET Scan Denial Caused by UK Misconduct - Immediate Corrective Action and Response Required

Error Details

Error:	*554 5.4.14 Hop count exceeded - possible mail loop ATTR34 [BL6PEPF0001AB76.namprd02.prod.outlook.com 2025-10-01T16:47:47.756Z 08DE00AA00783825]*
Message rejected by:	BL6PEPF0001AB76.mail.protection.outlook.com

Notification Details

Sent by:	*LV3PR22MB4438.namprd22.prod.outlook.com*

Message Hops

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3	10/1/2025 4:39:33 PM	mail-wr1-x430.google.com	DS3PEPF0000C381.mail.protection.outlook.com	Microsoft SMTP Server (version=TLS1_3, cipher=TLS_AES_256_GCM_SHA384)	*
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6	10/1/2025 4:43:48 PM	CH5PR02CU005.outbound.protection.outlook.com	SJ5PEPF000001C9.mail.protection.outlook.com	Microsoft SMTP Server (version=TLS1_3, cipher=TLS_AES_256_GCM_SHA384)	4 min, 14 sec
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Original Message Headers


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 Microsoft SMTP Server (version=TLS1_2,
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Received: from CH2PEPF0000009E.namprd02.prod.outlook.com
 (2603:10b6:610:1f4:cafe::b6) by CH5PR04CA0024.outlook.office365.com
 (2603:10b6:610:1f4::9) with Microsoft SMTP Server (version=TLS1_3,
 cipher=TLS_AES_256_GCM_SHA384) id 15.20.9182.14 via Frontend Transport; Wed,
 1 Oct 2025 16:46:30 +0000
```

```
Authentication-Results: spf=softfail (sender IP is 2a01:111:f403:c101::7)
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 header.d=gmail.com;dmarc=fail action=none header.from=gmail.com;compauth=pass
 reason=130
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 gmail.com discourages use of 2a01:111:f403:c101::7 as permitted sender)
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 by CH4PR22MB5753.namprd22.prod.outlook.com (2603:10b6:610:232::21) with
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Authentication-Results-Original: spf=softfail (sender IP is
 2a01:111:f403:c105::5) smtp.mailfrom=gmail.com; dkim=fail (body hash did not
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 header.from=gmail.com;compauth=pass reason=130
Received-SPF: SoftFail (protection.outlook.com: domain of transitioning
 gmail.com discourages use of 2a01:111:f403:c105::5 as permitted sender)
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Return-Path: icreateupwardspirals@gmail.com
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From: John Fouts <icreateupwardspirals@gmail.com>
To: william.thro@uky.edu, amy.spagnuolo@uky.edu, pres@uky.edu, Ellen
 Kilgore <ellen.kilgore@uky.edu>, cmscomplaints@cms.hhs.gov,
 cmsregionalofficeatl@cms.hhs.gov
CC: secretary@hhs.gov, cmscomplaints@cms.hhs.gov,
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 complaint@jointcommission.org, ada.complaint@usdoj.gov, fraud@cms.hhs.gov,
 torchoftruth@zohomail.com, John Fouts <fouts.john@gmail.com>
References: <ea86757128.4a88@mailsuite.com>
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Bcc:
Date: Wed, 01 Oct 2025 16:38:48 +0000
Subject: 2025-10-01 - Subject: Immediate Action Required – FDG-PET Scan Denial Caused by UK Misconduct - Immediate Corrective Action and Response Required

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Why am I seeing this?

Date: 2025-10-01

Subject: Immediate Action Required – FDG-PET Scan Denial Caused by UK Misconduct

Mr. Thro, Mr. Monday, Ms. Spagnuolo,

Please see the attached consolidated legal notice and supporting exhibits. This correspondence places UK HealthCare on notice of ongoing violations under ADA, Section 504, ACA §1557, RFRA, HIPAA, and color of law.

Of immediate concern: CMS originally approved my April 2025 FDG-PET scan, but after Dr. Jicha's September 18, 2025 appointment—where he pathologized documented hypometabolism as "psychiatric"—CMS abruptly reversed coverage.

This denial was caused by false or misleading information supplied by UK.

This constitutes obstruction, falsification, and spoliation of evidence. UK must correct the record with CMS and ensure reinstatement of coverage immediately.

A full summary of violations and demands is included in the attached letter. Exhibits include:

- FDG-PET reports showing cerebral hypometabolism.
- Pre-appointment questions to Dr. Jicha (unanswered).
- Documentation of spinal tumors, transcranial doppler findings, and bone marrow biopsy results.
- Multiple physician letters confirming medical fragility and the necessity of care.

Please confirm in writing, without delay, how UK will rectify this unlawful denial and the broader ongoing violations.

All rights reserved.

The letter is the file dated 2025-10-01 below with the filename:

2025-10-01-UK-Clinic-Urgent-Follow-Up-Regarding-CMS-Falsification-of-Record-and-Law-Enforcement-Involvement-Request-Demand

It is posted here in full as well for your convenience.

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Urgent – FDG-PET Findings, CMS Denial, and Misrepresentation by Dr. Jicha Date: 2025-10-01

To: President Eli Capilouto (pres@uky.edu); William Thro (william.thro@uky.edu), Ellen Kilgore (ellen.kilgore@uky.edu); Theresa Spagnuolo (amy.spagnuolo@uky.edu)

CC: CMS Region IV Director; HHS OCR; ADA Coordinator, UK Healthcare From: John R. Fouts Dear President Capilouto, Ms. Kilgore, and Ms. Spagnuolo,

I am writing to place the University of Kentucky, CMS, and affiliated providers on formal legal notice regarding serious misconduct in connection with my neurological care.

1. FDG-PET Findings On April 2025, an FDG-PET scan of my brain demonstrated cerebral hypometabolism, consistent with ongoing neurodegenerative and metabolic injury. This finding is not psychiatric , and is well-documented in current medical literature as requiring neurological follow-up.

2. Dr. Jicha's Appointment Despite submitting detailed questions in advance, Dr. Jicha failed to address a single one during my recent appointment. Instead, he attempted to pathologize the hypometabolism as psychiatric (bipolar/depression), without basis in evidence and in direct contradiction to the scan itself. This is not clinical judgment; it is fraud and misrepresentation.

3. CMS Retroactive Denial In late September 2025, immediately after this appointment, CMS/Medicare issued a denial of the April 2025 FDG-PET scan. This denial—five months after the test was performed—strongly suggests retroactive alteration or falsification of medical necessity documentation. This sequence is not coincidental: it occurred only after I challenged Dr. Jicha's attempt to dismiss the scan as psychiatric. I demand answers.

4. Pattern of Obstruction This denial aligns with a broader pattern: UK Healthcare has refused to release records for both myself and my child (JAF) – ongoing – to this day, despite ADA, Section 504, Olmstead, and 1915(c) obligations. Additionally, when I copy oversight authorities or UK leadership, or others, those copied recipients are routinely stripped from the response chain—an act that obstructs transparency and accountability.

5. Supporting Evidence Enclosed/attached are the following: • April 2025 FDG-PET report (Exhibit A) • CMS denial letter dated September 2025 (Exhibit B)

• Pre-appointment questions to Dr. Jicha that remain unanswered (Exhibit C)

• Bone marrow biopsy (2017) showing absent stainable iron and dysmegakaryopoiesis (Exhibit D)

• Physician letters (Dr. Vaughn, Dr. Shaikun, Dr. Brown) establishing medical fragility and the need for ADA accommodations (Exhibits E G)

• Brain MRI done at UK in 2024 later in year – showing diffuse involutionary changes

• NeuroQuant MRI from 2022 showing total brain percentile at 9th percent, and frontal parenchyma normative percentile at the 2nd normative percentile.

• Letter from Dr. Ritchie Shoemaker regarding profound brain atrophy 6. Legal Implications This matter involves:

• ADA, Section 504, ACA §1557, and Olmstead violations (failure and reefusal to provide accommodations, retaliation for asserting rights).

• Fraud and falsification of federal medical records (retroactive CMS denial).

• Spoliation of evidence through obstruction of record releases and removal of copied oversight recipients.

• False/fraudulent and coercive use of behavioral contracts as retaliation for asserting rights.

Demands for Immediate Action

1. Immediate independent review of the April 2025 FDG-PET findings by a qualified neurologist outside of Dr. Jicha's oversight at a higher institute of medicine - must also be outside of UK oversight.

2. Written explanation from UK and CMS regarding the late September denial of the April 2025 scan, including identification of who altered or submitted medical necessity documentation.

3.Immediate correction of the false, fraudulent, defamatory and mischaracterization of information Dr. Jicha attempted to use during my appointment with him.

4.A formal complaint being accepted by the University – despite numerous efforts, attempts to file any complaints are obstructed.

5.Assurance that all future communications to me will preserve copied recipients and oversight authorities.

6.Immediate compliance with ADA accommodations, VAWA, 1915c, Section 504, RFRA, and all rights - including release of all records pertaining to myself and my child (JAF).

7.Immediate 2nd Opinion on FDG PET from higher order institute of medicine not affiliated with UK.

8.Immediate involvement of law enforcement for federal investigation.

9. Preservation of all internal communications, billing submissions, and correspondence relating to my FDG-PET and related disputes.

Referral for Law Enforcement Review Because these actions implicate criminal statutes—including fraud in federally funded health programs, falsification of medical necessity documentation, and deprivation of rights under color of law—I am also formally requesting referral of this matter immediately to federal law enforcement (HHS-OIG, DOJ, and FBI) for immediate review.

This is not an isolated error. It is part of a systemic pattern of denial, retaliation, and misrepresentation that has endangered my health and obstructed my rights. The evidentiary record—spanning physician letters, MyChart messages, and CMS correspondence—confirms this beyond dispute. All prior filings and exhibits are hereby incorporated by reference into this submission, including complaints to OCR, ORR, CMS, HUD, DOJ, and the federal judiciary, as well as prior communications with your offices.

I expect written acknowledgment of this letter immediately upon receipt and confirmation of independent review, and referral to law enforcement without further delay. All rights reserved.

Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA

Son of a Vietnam-War-Era Veteran

Founder, Upward Spirals Association (508(c)(1)(A) Spiritual Faith Based Organization – Protected under RFRA) Federal SSA SSDI Recipient – Protected under ADA, VAWA, Section 504, and 1915(c)

Mainstream Voucher Holder – HUD/IHCDA/CASI Program

Email: icreateupwardspirals@gmail.com Alternate: torchoftruth@zohomail.com

Phone (Text Only – ADA Accommodation): 502.956.0052 Voice calls & voicemails will be ignored

Fax (HIPAA Compliant): 604.641.2805

Evidence archive (prior to block on saving): https://archive.org/details/@jfouts1979

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Sincerely,

/s/ John R. Fouts

John R. Fouts, MBA
Son of a Vietnam-War-Era Veteran
Founder, *Upward Spirals Association* (508(c)(1)(A) Spiritual Faith-Based Organization – Protected under RFRA)
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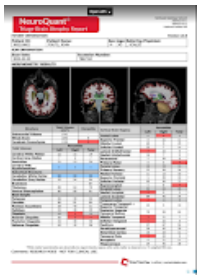
18 attachments



04-K-2022-NeuroQuant-MRI-Atrophy-Report.png
279K

2025-04-03-FDG-PET-SCAN-SHOWING-HYPOMETABOLISM-IN-BRAIN-JOHN-R-FOUTS-MyChart - Test Details (1).pdf
56K

2023-02-24-New-Tumor-Discovered-at-T8-Intraosseous-Hemangioma-Thoracic-Spine-MRI (1).pdf
76K

2024-08-27-MRI-UK-John-Fouts-Brain-Brittany-Castle-Neurology (1).pdf
26K

2023-02-24-New-Tumor-Discovered-at-noted-T7-Intraosseous-Meningioma-Thoracic-Spine-MRI.pdf
76K

2024-03-05-Lumbar-MRI-Shows-Tumor-Identified-As-L2-Benign-Hemangioma-New-Tumor-Not-Investigated-Further-Despite-Multiple-Request.pdf
72K

2022-06-12-Dr-Shoemaker-NeuroQuant-Response-Atrophy-Endotoxins.pdf
145K

04-J-2022-04-20-NeuroQuant-MRI.pdf
91K

2024-08-26-US-Transcranial-Doppler-UK-Low-Bloodflow-ICA-Terminus-Bilaterally-Right-Side-At-P1-PCA.pdf
69K

2025-09-18-Dr-Jicha-Follow-Up-Notes-To-Appointment-2025-09-18-Involving-Defamation-and-Mischaracterization-and-Further-Falsification-Attempts-By-Medical-Staff.pdf
108K

2025-09-18-Dr-Jicha-History-Of-MyChart-Messages-And-Lack-Of-Any-Concern-Negligence.pdf
74K

14-2025-09-02-Grounded-Serpent-Fouts ADA letter-Signed-Dr-Brown (1).PDF
462K

EXHIBIT-B-14-2025-09-14-Dr-Shaikun-ADA-Notes-How-Important-Stability-and-Medical-Access-ADA-Accommodations-and-Dangers.PDF
198K

Exhibit E - 03-01-DOCKET 74 - DR-VAUGHN-MEDICAL-LETTER-REGARDING-FRAGILITY-AND-HOUSING-ACCOMMODATIONS (1).PDF
198K

2024-10-02-Dr-Vaughn-Letter-Medical-Necessity-Several-Items-John-Fouts.pdf
53K

2025-09-03-Washington-University-BJC-Hospital-St-Louis-Dr-Pestronk-Visit-and-Testing-Positive-SFN-Skin-Punch-Biopsy-HealthSummary_Sep_03_2025.zip
1415K

2025-10-01-UK-Clinic-Urgent-Follow-Up-Regarding-CMS-Falsification-of-Record-and-Law-Enforcement-Involvement-Request-Demand.pdf
127K

2024-05-01-AMA-M2-ANA-BMB-DEXA-SSA-RO-GI-UK-John-R-Fouts.pdf
1477K